

UNITED STATES DISTRICT COURT

for the
Southern District of Ohio

Donald J. Montgomery

Plaintiff

v.

Commissioner of Social Security

Defendant

Civil Action No. 3:11-cv-256

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

☐ the plaintiff (name) _____ recover from the
defendant (name) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus postjudgment interest at the rate of _____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (name) _____
_____ recover costs from the plaintiff (name) _____.

☒ other: Pursuant to the fourth sentence of 42 USC Section 405(g), the Commissioner's decision that Plaintiff is not disabled
is REVERSED and the matter is REMANDED to the Commissioner for additional administrative proceedings.

This action was (check one):

☐ tried by a jury with Judge _____ presiding, and the jury has
rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision
was reached.

☒ decided by Judge Walter H. Rice _____ on a motion for

Order for Report and Recommendations

Date: 04/24/2012

CLERK OF COURT

K. French

Signature of Clerk or Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
Western DIVISION

<u>Donald J. Montgomery</u>	:	
<i>Plaintiff</i>	:	
vs	:	Case Number: 3:11-cv-256
Commissioner of Social Security	:	
<u>Defendant</u>	:	

NOTICE OF DISPOSAL PER SOUTHERN DISTRICT OF OHIO LOCAL RULES
79.2(a)&(b)

The above captioned matter has been terminated on 04/24/2012.

If applicable to this case, the disposal date will be six (6) months from the above termination date.

Rule 79.2(a) Withdrawal by Counsel:

All depositions, exhibits or other materials filed in an action or offered in evidence shall not be considered part of the pleadings in the action, and unless otherwise ordered by the Court, shall be withdrawn by counsel without further Order within six (6) months after final termination of the action.

Rule 79.2 (b) Disposal by the Clerk

All depositions, exhibits or other materials not withdrawn by counsel shall be disposed of by the Clerk as waste at the expiration of the withdrawal period.

JAMES BONINI, CLERK

By: K. French
Deputy Clerk